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7 Attorneys for Defendant
Simon Yuan

8 UNITED STATES DISTRICT COURT
9
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN JOSE DIVISION

12 UNITED STATES OF AMERICA,
13
Plaintiff,
14
v.
15 SIMON S. YUAN,
16 Defendant.

Case No. CR-07-0338-JF

**STIPULATION AND [PROPOSED]
ORDER RE-SCHEDULING
SENTENCING HEARING**

17 IT IS HEREBY STIPULATED between the parties that the defendant's sentencing hearing,
18 currently scheduled for Wednesday, February 6, 2008 at 9:00 a.m. shall be vacated, and subject to
19 the approval of the Court, a new sentencing hearing date of Wednesday, February 13, 2008 at
20 9:00 a.m. shall be set.

21 It is so stipulated.

22 Dated: January 28, 2008

Respectfully submitted,

23 BAKER & MCKENZIE LLP

24
25 By: /s/

26 Scott H. Frewing
Attorneys for Simon Yuan
27
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1 Dated: January 28, 2008

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3 By: /s/
Cynthia Stier
Assistant U.S. Attorney

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5 Pursuant to General Order No. 45, Section X(B), Scott H. Frewing hereby attests that the
6 signatory's concurrence in the filing of this document has been obtained.

7
8 **It is so ORDERED.**

9
10 Dated: _____ By: _____
11 JEREMY FOGEL
UNITED STATES DISTRICT JUDGE